

ARNOLD & PORTER



August 8, 2002

David R. Marsh, Ph.D.
David.Marsh@apporter.com

202.942.5068
202.942.5069 fax

555 Twelfth Street, NW
Washington, DC 20004-1206

Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application No. 09 849,526
Filed: May 7, 2001
Title: **Nucleic Acid Molecules and Other Molecules Associated with Plants**
Inventors: Thomas G. RUFF *et al.*
A&P Ref. No.: 16517.250

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

1. Preliminary Amendment;
2. Request for Corrected Filing Receipt;
3. Copy of Filing Receipt mailed October 9, 2001, with corrections indicated in red;
4. Copy of Response to Request for Corrected Filing Receipt mailed June 11, 2002; and
5. Return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants do not believe that any fees are due in conjunction with this filing. If, however, any fees are due, including any extension of time fees required to prevent abandonment of this application, then such extension is hereby petitioned. Applicants

ARNOLD & PORTER

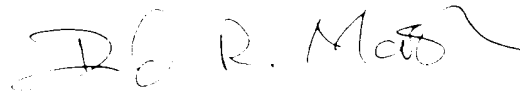
Commissioner for Patents

August 8, 2002

Page 2

hereby authorize the Commissioner to charge any fee deficiency and or credit any overpayment to Arnold & Porter Deposit Account No. 50-1824, referencing matter number 16517.250.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "D. R. Marsh", with a stylized flourish at the end.

David R. Marsh (Reg. No. 41,408)

Holly Logue Prutz (Reg. No. 47,755)

Attachments

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas G. RUFF *et al.*

Appln. No.: 09 849,526

Filed: May 7, 2001

Title: **Nucleic Acid Molecules and Other Molecules Associated with Plants**



Group Art Unit: 1653

Examiner: To Be Assigned

Atty. Docket: 16517.250

RECEIVED
TECHNICAL CENTER
AUG 08 2002

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Attached is a copy of the filing receipt issued by the U.S. Patent and Trademark Office (USPTO) in the above-referenced application, for which issuance of a corrected filing receipt is respectfully requested.

Please make the following corrections to the section entitled "Domestic Priority Data as claimed by applicant":

after "THIS APPLN CLAIMS BENEFIT OF 60/202,214 05/08/2000",

please insert the following:

AND IS A CIP OF 09/654,617 09/05/2000;

AND IS A CIP OF 09/684,016 10/10/2000;

AND IS A CIP OF 09/816,660 03/26/2001.

In support of these corrections, Applicants submit herewith a copy of a Response to Request for Corrected Filing Receipt mailed on June 11, 2002.

Applicants do not believe that any fees are due in conjunction with this filing. If, however, any fees are required, including any extension of time fees, then such extension is hereby petitioned. Applicants authorize the Commissioner to charge any fee deficiency and or credit any overpayment to Arnold & Porter Deposit Account No. 50-1824, referencing matter no. 16517.250.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "D R Marsh". The signature is fluid and cursive, with the first name "D" being large and stylized, followed by "R" and "Marsh".

David R. Marsh (Reg. No. 41,408)
Holly Logue Prutz (Reg. No. 47,755)

Date: August 8, 2002

ARNOLD & PORTER
555 Twelfth Street, N.W.
Washington, D.C. 20004-1206
(202) 942-5000 telephone
(202) 942-5999 facsimile

COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, DC 20503-1418

APPLICATION NUMBER	FILING DATE	SERIAL UNIT	FIL FEE REC'D	ATTY DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/849 526	05/07/2001	1653	710	16517 250 [38-21 (51930)B		11	3

CONFIRMATION NO. 7991

28381

 ARNOLD & PORTER
 IP DOCKETING DEPARTMENT, RM 1126(b)
 555 12TH STREET, N.W.
 WASHINGTON, DC 20004-1208

FILING RECEIPT



OC00000006870566

Date Mailed: 10/09/2001



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

 Thomas G. Ruff, Wildwood, MO;
 Hridayabhiranjan Shukla, Ballwin, MO;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/202,214 05/06/2000

Foreign Applications

If Required, Foreign Filing License Granted 10/05/2001

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

Nucleic acid molecules and other molecules associated with plants

Preliminary Class

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).